

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking to Examine the
Commission's Future Energy Efficiency Policies,
Administration, and Programs.

Rulemaking 01-08-028
(Filed August 23, 2001)

**ADMINISTRATIVE LAW JUDGE'S RULING
APPROVING EVALUATION, MEASUREMENT, AND VERIFICATION PLAN
AND CONTRACTOR FOR THE 2004-2005 STATEWIDE BUILDING
OPERATOR CERTIFICATION AND TRAINING PROGRAM**

Summary

This ruling approves the joint study plan of Pacific Gas and Electric Company, Southern California Edison Company, San Diego Gas and Electric Company, and Southern California Gas Company (collectively referred to as "the utilities") for evaluation, measurement, and verification (EM&V) of the 2004-2005 Statewide Building Operator Certification and Training Program.

Background

On September 23, 2003, the utilities submitted to this Commission's Energy Division, their joint plans for 2004-2005 statewide programs and other overarching studies. By Decision (D.) 03-12-060, the Commission found that these plans were not complete, and directed the utilities to submit to Energy Division staff more detailed EM&V plans for these programs. The Commission delegated to the assigned Administrative Law Judge (ALJ) the authority to approve final evaluation plans and selected contractors, or direct changes to them. In particular, Ordering Paragraph 13 of D.03-12-060, as modified by D.04-02-059, states:

“Utilities shall jointly develop, file, and serve, within 60 days of the effective date of this order, in consultation with the Energy Division and through available informal mechanisms, a plan for the conduct of evaluation activities related to their statewide programs and overarching studies. The utilities should make demonstrable efforts to expand and vary the entities with which they contract to perform these duties. We delegate authority to the assigned ALJ, in consultation with the Energy Division and the Assigned Commissioner, to review and approve the plans for the statewide evaluation studies, overarching studies, and the selected contractors for these studies.”

On March 18, 2004, in response to this direction, the utilities submitted more detailed EM&V plans for the 2004-2005 statewide programs. Energy Division staff responded on May 11, 2004, by email informing the utilities that the next deliverable to the Energy Division should be their recommended evaluation contractors for these studies, followed by the detailed final evaluation plans developed with the approved contractors.

In response, on December 12, 2005, Pacific Gas and Electric Company submitted for approval on behalf of the utilities the selected evaluation contractor and the detailed study plan for the evaluation of the Statewide Building Operator Certification and Training Program. Energy Division has no objections to the selection of Research Into Actions, Inc. as the evaluation contractor for the referenced program. Energy Division’s Master Evaluation Contractor Team reviewed and provided comments on the evaluation study. Research Into Actions, Inc. incorporated the comments and submitted a revised evaluation study plan dated February 14, 2006. Energy Division recommends approval of the February 14, 2006 evaluation plan.

Accordingly, by this ruling I approve the study plan and the contractor selection.

IT IS RULED that:

1. Research Into Actions, Inc. is the approved evaluation contractor for the 2004-2005 Statewide Building Operator Certification and Training Program evaluation study.

2. The February 14, 2006 evaluation study plan for the 2004-2005 Statewide Building Operator Certification and Training Program is approved.

3. This ruling shall be served on the service list in this proceeding.

Dated February 23, 2006, at San Francisco, California.

/s/ MEG GOTTSTEIN by LTC

Meg Gottstein
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling Approving Evaluation, Measurement, and Verification Plan and Contractor for the 2004-2005 Statewide Building Operator Certification and Training Program on all parties of record in this proceeding or their attorneys of record.

Dated February 23, 2006, at San Francisco, California.

/s/ ELVIRA NIZ

Elvira Niz

N O T I C E

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